

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

ROBERT YOUNG, *et al.*, : Case No. 1:16-cv-1006  
Plaintiff, :  
vs. : Judge Timothy S. Black  
RANDALL WINKLER, *et al.*, : Magistrate Judge Michael J.  
Defendants. : Newman

**DECISION AND ENTRY  
ADOPTING THE REPORT AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE (Doc. 45)**

This case is before the Court pursuant to this Court's Orders referring disputes pertaining to the parties' settlement agreement to United States Magistrate Judge Michael J. Newman. (Docs. 24, 44). Pursuant to such reference, the Magistrate Judge reviewed the pleadings filed with this Court and, on December 17, 2018, submitted a Report and Recommendation (Doc. 45). No objections were filed.

As required by 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b), the Court has reviewed the comprehensive findings of the Magistrate Judge and considered *de novo* all of the filings in this matter. Upon consideration of the foregoing, the Court does determine that the Report and Recommendation should be and is hereby adopted in its entirety.<sup>1</sup>

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<sup>1</sup> Also pending before the Court is Defendants' motion to strike Plaintiffs' motion for relief from judgment (Doc. 36) on the grounds that Judge Newman lacks jurisdiction over said motion. In light of this Court's Order referring Plaintiffs' motion for relief from judgment to Judge Newman (Doc. 44), Defendants' motion to strike is **DENIED as moot**.

Accordingly:

1. Defendants' motion to strike (Doc. 36) is **DENIED as moot**;
2. Defendants' motion to enforce the parties' settlement agreement (Doc. 26) is **DENIED as moot** as it relates to the return of street signs previously in Plaintiffs' possession and **GRANTED** in all other respects;
3. Plaintiffs are **ORDERED** to comply with the terms of the settlement agreement (with the exception of the provision requiring the return of certain street signs); and
4. Plaintiffs' motion for relief from judgment (Doc. 33) is **DENIED**.

**IT IS SO ORDERED.**

Date: 1/31/19

Timothy S. Black  
Timothy S. Black  
United States District Judge